

REMARKS/ARGUMENTS

In view of the amendments and remarks herein, favorable reconsideration and allowance of this application are respectfully requested. By this Amendment, claims 1-6 have been amended to improve the form thereof. Claims 1-6 are pending for further examination.

With respect to the drawing objections, Applicant has filed new drawing herewith that are believed to overcome the Examiner's objections. Specifically, textual descriptions have been added to all of the boxes in FIGs. 1-3. Thus, withdrawal of this objection is respectfully requested.

Regarding the rejections under Section 112, second paragraph, Applicant has amended the claims herein in a manner this is believed to overcome these rejections. Thus, withdrawal of this rejection is also respectfully requested.

Claims 1-6 have been rejected under 35 USC 102(b) as being anticipated by Nathan (WO 96/12257). For at least the following reasons, Applicant respectfully submits that the amended claims herein are not anticipated by Nathan. Thus, reconsideration and withdrawal of this rejection are requested.

The Examiner asserts that Nathan discloses all features of claim 1. Applicant respectfully submits that this assertion is not supported by the actual disclosure of Nathan. First, Nathan does not disclose a process for receiving files including processing each new file received on a storage by a specific reception function, as required by claim 1. This feature allows, for example, processing each file differently depending on the

type of data contained in the file. Page 22 line 18-27 of Nathan only explains that a "database included in a jukebox contains useful information regarding for instance royalties that can be tracked for accountancy and sent by a communication protocol."

Page 25 line 18-23 of Nathan, only teaches that a "jukebox database can be updated even if other jukebox of the network are not available because of the multitasking system and the flexibility of the telecommunication protocol". These portions of Nathan cited by the Examiner do not teach or suggest the specific features recited in amended claim 1.

Moreover, Nathan fails to teach or suggest that a specific reception function is searched and located by a specified information representative of the type of data contained in the file, as also required by amended claim 1. This feature allows the selection of the specific reception functions with regard to the type of data contained in the file to be processed. Page 22 line 36 - page 23 line 33 of Nathan discloses a secured communication protocol that transmits defined blocks of data from the server to jukebox. In particular, it is only described that these blocks of data contain information within its fields that identify the file that is being downloaded; but it is not described nor suggested in Nathan that the file itself contains specified information representative of the type of data contained in the file, as required by amended claim 1. In addition, Nathan does not disclose that the corresponding reception function comprises in its processing the process of copying of the file received to a specified storage area, as also required by amended claim 1.

All the above-mentioned features of claim 1 enable, for example, data sent from the server to be stored directly to any area of the storage (provided that this area has a minimum size). Moreover, the claimed method does not need, for example, a specific temporary storage area for receiving data from the server. In view of the above, Applicant respectfully submits that Nathan does not identically disclose each and every feature of amended claim 1, as required for anticipation under Section 102. Thus, reconsideration and withdrawal of this rejection are respectfully submitted.

In addition, with respect to claim 2, Nathan does not disclose a process for receiving files including opening a file in any permanent memory with an available area of a specified minimum value in order to write the data sent. Nathan only teaches to use a buffer (page 18 line 6 "tampon de mémorisation") in order to store the data sent. Thus, Applicant believes the rejection of claim 2 is not supported by Nathan.

With respect to claim 4, Nathan does not disclose a downloading process where a search step is activated when the last data packet corresponding to a whole file is stored in memory, as required by claim 4. This feature allows the file downloading process to find an appropriate function for processing the file that has just been downloaded onto the data reproduction system.

Finally, regarding claim 6, Nathan does not disclose a step of updating a counter of songs that can be selected to check that the number of song that can be selected is not greater than a specified threshold, as required by claim 6. This feature allows the

NATHAN et al
Appl. No. 09/583,863
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reproduction system to indicate to the user that the maximum number of song is reached and that it is not possible to order others without deleting at least one song beforehand.

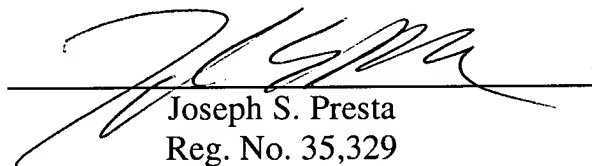
In view of the foregoing amendments and remarks, Applicant believes that the amended claims herein clearly and patentably distinguish the prior art of record and are in condition for allowance. Thus, withdrawal of the rejections and allowance of this application is respectfully requested.

Should the Examiner have any questions regarding this amendment, or deem that any formal matters need to be addressed, the Examiner is invited to call the undersigned attorney at the phone number below.

Respectfully submitted,

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By: _____


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AMENDMENTS TO THE DRAWINGS

The attached sheets of drawings include changes to Figs. 1-3. These sheets, which include Figs. 1-3, replaces the original sheets including Figs. 1-3.

Attachment: Replacement Sheets